



11-17-05

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. 10/771,731 Art Unit 3643
Applicant: Harold Dean Summerlin Confirmation No. 4666
Filing Date: 02/04/2004 Examiner: Price, Richard t.

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT
(37 CFR 1.121)**

Commissioner for Patents
Mail Stop Amendment
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responding to the Notice of Non-Compliant Amendment under mailing date October 18, 2005, requesting a claim listing be provided on a separate paper, the applicant by his undersigned attorney, hereby submits a claim listing pursuant to 37 CFR § 1.121(c)(1). It is believed that this was previously submitted on July 28, 2005, as a separate paper entitled "Claim Status," in response to an Office Action, but perhaps was lost en route to the Examiner.

Respectfully submitted this 16th day of November, 2005.

MILES WAY COYNE, PLLC

By: Brian J. Coyne

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CERTIFICATION UNDER 35 CFR §1.10

I hereby certify that this transmittal and the documents referred to as attached there are being deposited with the United States Postal Service on this date, November 16, 2005, in an envelope as "Express Mail Post Office to Address" mailing label number ED

561004438 US, addressed to the Commissioner for Patents, Mail Stop Amendment, P.O. Box 1450, Alexandria, VA 22313-1450.

BRIAN J. COYNE

(Type or print name of person mailing paper)

A handwritten signature in black ink that reads "Brian J. Coyne". The "J" is written as a stylized initial. The signature is written in a cursive, fluid style.

(Signature of person mailing paper)